FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1368 OF 2005 WITH
CRIMINAL APPLICATION NO.1367 OF 2005

Office notes, office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr.P.S.Hiongorani, APP. for the State.
Mr.R.S.Kate for the Respondent No.1.

CORAM : R.S. MOHITE, J.
DATED : FEBRUARY 8, 2006.

P.C.

1. This is an application for condonation of delay. The delay is of 52 days in filing the appeal. After hearing both the sides, for the reasons which are mentioned in the application, application is allowed and delay is condoned.

Cri. Application No.1367/2005

1. This is an application seeking leave to file appeal. On perusal of the impugned judgment and order, I find

that the acquittal is based on cogent and acceptable reasons. The accused was teacher in the school. The complainant's son came to give an examination and he was caught by the accused while copying. The child went outside and committed suicide. In my view, the view taken by the trial court is possible view. There is no intention to abet the commission of suicide. Hence, leave to file appeal is rejected and consequently, the prayer for setting aside the acquittal is also stands rejected.

(R. S. MOHITE, J.)